

inst., calling on this Office for certain information, I herewith submit a copy of a communication submitted to Gov. Clark, on the 21st inst., which it is thought will furnish the information desired :

The amount of ten per cent treasury warrants issued to date, is \$194,125 65, of which sum there has been paid into the Treasury, on account of various state dues, the sum of \$3,901-57, leaving the sum of \$190,224 08 still standing. There is still due upon the pay rolls on file in this office, the sum of \$35,160 94. The estimated expense of the minute companies called into the service last spring by Governor Houston, is \$40,000 00. And other outstanding and unaudited military claims accruing prior to the 2nd inst—exclusive of the six companies under the command of Col. Dalrymple ; may be estimated at a like sum, but in respect to the latter, this Office is without data to form a correct estimate. The above is also exclusive of forces called out by the Convention. By reference to an accompanying table, it will be apparent that by the creation of a two per cent. Sinking Fund for the redemption of the bonds and investing the same at eight per cent. per annum, the entire loan would be liquidated in less than twenty-one years.

The communication was referred to the committee on Finance.

Mr. Schleicher presented to the Chair, a communication from the Hon. I. A. Paschal, which is as follows :

AUSTIN, March 29th, 1861.

TO THE HON. PRESIDENT OF THE SENATE :

*Sir* :—Allow me through you, to tender to the Honourable Senate, my resignation as Senator of Bexar county, proper. The resignation to take effect on this day.

Very respectfully,

I. A. PASCHAL.

The Secretary was instructed to transmit the same to the Executive Office.

On motion of Mr. Miller, the Senate adjourned till 10 o'clock to-morrow.

SATURDAY, March 30, 1861.

Senate met pursuant to adjournment. Mr. Guinn in the Chair. Prayer by the Chaplain. Roll called—quorum present.

The Journal of yesterday was read and adopted.

Mr. Duggan, from the committee on Claims and Accounts, made the following report:

Your committee on Claims and Accounts, to whom was referred the memorial of G. W. Morris, have examined the same, and find that the said Morris was one of the Santa Fe prisoners, and that after his release he did not return to Texas until the year 1859, and that upon his application for his pay as a member of said expedition, he ascertained that his pay had been drawn by another person under a forged power of attorney and false affidavit. A majority of the committee have therefore instructed me to report the accompanying bill and recommend its passage.

A bill for the relief of George W. Morris. Read first time.

Mr. Duggan, from the committee on Claims and Accounts, made the following report:

Your committee on Claims and Accounts, to which was referred a bill for the relief of Sampson & Henricks, assignees of W. R. S. Rondeau, have examined the same, and a majority of the committee have instructed me to report that from the testimony before the committee, they are satisfied that the said Rondeau performed for the State the services charged, but from the second section of the general provisions of the Constitution, your committee cannot grant the relief asked. As they find no pre-existing law authorizing the performance of the services rendered.

On motion of Mr. Quinan, the report and the bill were laid on the table.

Mr. Miller, from the committee on Finance, made the following report:

The committee on Finance, have considered the claim of William Rice, for express duty in 1838, and instruct me to report it back and recommend its rejection. The claim is unsupported by evidence, and if it was not wanting in this essential, should have long since been settled in the Court of the Commissioner of Claims.

Mr. Duggan, Chairman of the committee on County and County Boundaries, to whom was referred a bill to define the boundaries of Hopkins county, reported the same to the Senate and recommended its passage.

Mr. Walker, Chairman of the committee on Public Lands, made the following report:

The Public Land committee have considered the bill granting land on which to erect buildings for divine worship, and also the memorial of Wm. B. McHenry and other citizens of the county of Houston, praying for the passage of said bill, and a majority of the committee have instructed me to report the bill and petition of the parties to the Senate, and to recommend that



the bill do not pass, because the petitioners can obtain the ten acres of land asked for at one dollar per acre—the State price for her public domain at present.

Mr. Walker offered the following resolution:

*Resolved by the Legislature of the State of Texas:* That whereas the nineteenth section of article first of the Constitution of the State, expressly declares that the citizens have the right in a peaceable manner to assemble together for their common good, and to apply to those invested with the power of Government for redress of grievances by petition, address or remonstrance.

*Therefore be it resolved,* That the resolutions heretofore passed by the Senate and House of Representatives at the present session, providing that no private business should be transacted during the present session, be, and the same is hereby repealed. Read first time.

Mr. Stockdale offered the following resolution:

WHEREAS, the Convention ordered the printing of 800 copies of the Constitution of the Confederate States of America, and appointed a committee to superintend the same, therefore

*Resolved,* That an equal number of copies of the Constitution of this State, as amended, together with the Ordinances of the Convention, be printed by order of the Senate, to accompany the Constitution of the Confederate States, provided the committee of the Convention assent to this arrangement. Adopted.

Mr. Erath introduced a bill to define the line of Bell and Milam counties. Read first and second times and referred to the committee on County Boundaries.

Mr. Potter introduced a bill to incorporate the Galveston and Houston Junction Railroad Company. Read first and second time, and referred to the committee on Internal Improvements.

Mr. Duggan introduced a bill supplemental to the several acts organizing the State Government. Read first and second times and referred to the committee on State Affairs.

The report of the committee on Public Lands, upon a resolution requiring them to take into consideration the propriety of placing in market the alternate sections of land reserved by the State, out of the lands surveyed by the different Railroad Companies chartered by the State, reporting that further Legislation on that subject was unnecessary. Read and adopted.

The report of the committee on Public Lands, upon the memorial of Allen Uguhart and Albert Johnson, asking the privilege of buying certain alternate sections of land, reporting that such Legislation is not proper. Read and adopted.

A bill to authorize and require the Commissioner of the General Land Office, to patent surveys out of their regular order. Read third time and passed.

A bill to amend the second section of an act to reorganize the 15th Judicial District and regulating the time of holding the District Courts therein. Read and passed to a third reading. Rule suspended, read third time and passed.

A bill to fix the time for holding the District Courts in the 7th Judicial District. Read and passed to a third reading. Rule suspended, read third time and passed.

Mr. Quinan introduced a bill requiring the board of auditors of debts incurred by authority of the Convention, to audit the claim of Hiram B. Waller. Read first and second times and referred to the Committee on Finance.

A message was received from the House, informing the Senate, that the House had passed the following bills, which were acted on by the Senate, as follows:

Joint resolution concerning the records &c., of the District Courts of the late United States. Read first and second times and referred to the committee on the Judiciary.

A bill to amend section seventy-one and ninety-two, of an act to regulate proceeding in the District Courts. Read first and second times and referred to the committee on the Judiciary.

A bill prescribing the duties and obligations in certain cases of Commission Merchants, Factors and others. Read first and second times and referred to the committee on State Affairs.

Mr. Stockdale, Chairman of the committee Enrolled Bills, reported the following bills:

A bill making an appropriation to pay John Marshall, for certain services.

A bill further regulating proceedings in the District Court.

A bill to amend the first section of an act to amend the fourth section of the act of May 12, 1846, entitled an act to regulate the license and practice of attorneys and counsellors at law, and to amend the second section of the act of Feb. 11, 1854, entitled an act to amend the ninth, tenth and eleventh sections of an act to regulate the license and practice of attorneys and counsellors at law, approved Jan. 24, 1860, correctly enrolled, properly signed, and this day presented to the Governor.

The motion to reconsider the vote adopting the report of the Judiciary committee, which reconsidered the rejection of the bill supplementary to an act concerning executions being the special order was announced.

Whereupon on motion the Senate adjourned until 10 o'clock, A. M. on Monday.



MONDAY, April 1, 1861.

Senate met pursuant to adjournment. Mr. Guinn in the Chair.—Prayer by the Chaplain—roll called: quorum present. The journal of Saturday was read and adopted.

The President announced the receipt of a communication from the Hon. Jesse Grimes, which is as follows:

CITY OF AUSTIN, April 1, 1861.

To the Hon. Senate:

Gentlemen—At the commencement of the regular session, in 1859, you did me the honor to elect me President *pro tem.* of your honorable body, which office I held,—there being but little duty to perform,—until the commencement of the present session, when circumstances required of me to perform the duties of the office which I undertook for a short time, until I was taken sick, when you had to select another to perform the duties of the office.

Now, being weakened by disease, and my hearing still further impaired, I tender you the resignation of my office, and ask that you elect another, believing, as I do, that he who performs the duties, should also receive the honors of the office.

Receive the assurance of my highest respect, and my sincere thanks for the office you kindly bestowed on me.

JESSE GRIMES.

On motion of Mr. Lott, the Senate proceeded to the election of President *pro tem.*

Mr. Herbert nominated Mr. Guinn.

On motion of Mr. Lott, Mr. Guinn was declared elected, by acclamation, President *pro tem.* of the Senate.

Mr. Duggan, chairman of the committee on Counties and County Boundaries, to whom was referred a bill to define the lines of Bell and Milam counties, reported the same to the Senate and recommended its passage.

Mr. Miller, chairman of the committee on Finance, to whom was referred a bill requiring the Board of Auditors of Debts incurred by the authority of the Convention, to audit the claim of Hiram B. Waller, and recommended the adoption of the accompanying substitute.

Mr. Neal, chairman of the committee on Militia, to whom was referred a bill to authorize the County Court of Anderson county to levy and collect a special tax for certain purposes, reported the same without amendment, and recommend its passage.

Mr. Potter, chairman of the committee on the Judiciary, made the following reports:

The Judiciary committee have considered a bill to enable J. H. Saunders, the guardian of Webster T. Saunders, to remove the property of his ward from the State of Texas, and a majority of the committee direct me to return the same to the Senate, and recommend its passage.

The Judiciary committee have considered a House joint resolution, concerning the records, etc., of the District Court of the late United States, and a majority of the committee direct me to report that the proposed legislation is unnecessary, and recommend that the resolution do not pass.

Mr. Throckmorton, from the committee on Finance, to whom was referred a bill to provide for the sale of reserved lands heretofore used for Indian purposes, reported the same to the Senate and recommended its passage, with the following amendments: Substitute, for sections 3 and 10, the following:

"Section 3. That the agent appointed by the Governor shall advertise the sale of said lands for sixty days prior to the time of sale, in the three newspapers published nearest to the county of Young. The sale to take place on the land, and in lots of one hundred and sixty acres; and no tract of a less size to be sold unless the same be a fractional quarter section; and every alternate section, of six hundred and forty acres, only, to be sold at the first sale, the remaining lands to be sold at such subsequent time as the Governor may deem advisable; and no tract shall be sold for less than one dollar and fifty cents per acre.

"Section 10. That outstanding treasury warrants, issued by the State, shall be receivable, the same as gold or silver, in payment for said lands."

Mr. Herbert introduced a bill to incorporate Lodge No. 51, I. O. O. F. Read first and second times, and referred to the committee on the Judiciary.

Mr. Harmon introduced a bill to amend the ninth section of an act concerning Common Schools, approved February 3, 1858. Read first and second times, and referred to the committee on Education.

Mr. Potter introduced a bill repealing an ordinance of the late Convention of the People of the State of Texas, in relation to Custom House Officers and Customs' Revenue, adopted March 8, 1861. Read first and second times, and referred to the committee on the Judiciary.

A message was received from the House, informing the Senate that the House had passed a Senate bill to provide for the settlement of the claims of the company commanded by Captain Jno. Williams, etc.



Requesting the return of a bill to amend sections 71 and 92 of the act organizing district courts, as the House had reconsidered the same.

Mr. Potter introduced a bill providing means for payment of certain debts created by authority of the late Convention of the People of the State of Texas. Read first and second times, and referred to the committee on Finance.

Mr. Stockdale, chairman of the committee on Enrolled Bills, reported the following bills:

A bill to provide for the payment of the claims of the company commanded by Captain John Williams in the years 1858 and 1859, and to make an appropriation to pay the same.

A bill to fix the time of holding the District Courts in the Seventh Judicial District.

A bill to amend the second section of an act to reorganize the Fifteenth Judicial District, and regulate the time of holding courts therein, correctly enrolled, properly signed, and this day presented to the Governor.

Mr. Lott presented the memorial of Pryor Lea concerning Extradition. Read first and second times, and referred to the committee on the Judiciary.

Mr. Erath introduced a bill to supply deficiencies in former appropriations for Frontier Protection, and to provide for future expenses. Read first and second times, and referred to Finance committee.

On motion of Mr. Duggan, Mr. Herbert was added to the committee on Apportionment.

The motion to reconsider the vote adopting the report of the Judiciary committee, recommending the rejection of the bill supplementary to an act concerning executions, upon which the Senate adjourned on Saturday, being in order,

On motion, the Senate adjourned until ten o'clock, A. M. tomorrow.

TUESDAY, April 2nd, 1861.

Senate met pursuant to adjournment—prayer by the Chaplain—roll called—quorum present.

The journal of yesterday was read and adopted.

Mr. Shepard, Chairman of the committee on State Affairs, to whom was referred a bill supplemental to the several acts organizing the state government, reported the same back to the Senate and recommended its indefinite postponement.